

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JON R. LEONARD, JR., SETH  
RUBACK, and ANDREW  
WINKLER,

Plaintiffs,

v.

NINTENDO OF AMERICA, INC.,

Defendant.

No. C06-1743 RAJ

ORDER OF DISMISSAL

THE COURT having been notified of the settlement of this matter and it  
appearing that no issue remains for the Court's determination,

IT IS ORDERED that this action and all claims asserted herein are  
DISMISSED with prejudice and without costs to any party.

In the event settlement is not perfected, any party may move to reopen the  
case, provided such motion is filed within **60** days of the date of this order. Any trial  
date and pretrial dates previously set are hereby VACATED.

DATED this 28<sup>th</sup> day of October, 2008.

  
The Honorable Richard A. Jones  
United States District Judge